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March 4, 2022

Via ECF

Hon. Naomi Reice Buchwald, U.S.D.J.  
United States District Court, S.D.N.Y.  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Courtroom 21A  
New York, NY 10007-1312

Re: Witness Intimidation; Request to Seal ECF No. 160-1  
Case No. 1:21-cv-01791(NRB) — *Rachel Filsoof v. Andrew J. Cole*

Dear Judge Buchwald:

We write to convey time-sensitive concerns regarding intimidation and doxing of a witness on Your Honor's public docket. ECF No. 160-1, filed by Plaintiff's counsel yesterday, is an extremely private and sensitive email that has no cognizable connection to this case. Instead, it memorializes

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along with his private email address. Yesterday, we asked Mr. Fini to take immediate steps to seal this document and cease attempts to intimidate and deter this unrepresented third-party witness from testifying. Overnight, I exhausted the meet and confer process with Mr. Fini and confirmed he has no intention of moving to seal ECF No. 160-1 (Ex. A), which he filed less than 24 hours after I specifically asked Mr. Fini to refrain from tampering with this witness (Ex. B). We believe this document should be sealed today and respectfully request the Court direct Mr. Fini to refrain from any tampering, intimidation, or doxing of witnesses. Either Mr. Schneider or myself can make ourselves available for a conference at any time today if it would help resolve this issue.

Respectfully submitted,

FARBER SCHNEIDER FERRARI LLP

By:   
Robert B. Lower

cc: Adam Sherman, John P. Bostany, Petroula Thomas, Samantha B. Welborne (counsel for Ms. Filsoof); Gina Carbone, Daniel Schneider, Michael Farber (counsel for Mr. Cole)